



ROBERT RYANS
Director

**COMMUNITY AND SENIOR SERVICES
OF LOS ANGELES COUNTY**

BOARD OF SUPERVISORS

GLORIA MOLINA
YVONNE BRATHWAITE BURKE
ZEV YAROSLAVSKY
DON KNABE
MICHAEL D. ANTONOVICH

March 16, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**FY 2003-04 OLDER AMERICANS ACT (OAA)
APPROPRIATION ADJUSTMENT
(ALL SUPERVISORIAL DISTRICTS) (4 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve the appropriation adjustment (Attachment A) for the Department of Community and Senior Services (CSS) in the amount of \$417,000 to its FY 2003-04 Adopted Budget to implement the Ombudsman Initiative funded with Federal Penalty Citations Account funds (Ombudsman Initiative Funds), as granted to CSS by the California Department of Aging (CDA).
2. Authorize the Director of CSS, or his designee, to execute a contract amendment in substantially similar form to Attachment B with WISE Senior Services to increase the maximum obligation by the amount of \$417,000 to implement the Ombudsman Initiative. The contract costs are fully financed using Ombudsman Initiative funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION:

On October 15, 2002 Governor Gray Davis in his Long Term Care Consumer Protection Initiative, declared his intention to increase protections for residents of California's long-term health care facilities by increasing fines for citations issued to nursing homes, expanding the Health Facility Consumer Assistance at the Department of Health Services (DHS), and by increasing the number of volunteer Ombudsmen working in Skilled Nursing Facilities (SNF) by 50 percent within three years.

As a result of this action, CSS was awarded approximately \$417,000 in additional funding to expand the number of trained Long Term Care (LTC) Ombudsman volunteers who assist residents of nursing homes in Los Angeles County, excluding the City of Los Angeles. WISE Senior Services currently contracts with CSS to provide LTC Ombudsman Services. CSS is required by the CDA to allocate the Ombudsman Initiative funds to its LTC Ombudsman contractor, WISE Senior Services. With the additional funding, WISE Senior Services will increase the number of LTC Ombudsman volunteers by 15% in fiscal year 2003-04.

This action will also ensure these Ombudsman Initiative funds are available for program services. These funds cannot be carried over to the subsequent fiscal year, and any unexpended funds must be returned to the State.

Implementation of Strategic Plan Goals

The recommended actions support the Countywide Strategic Plan Goals of Service Excellence, Organizational Effectiveness, and Fiscal Responsibility.

Performance Measures

In compliance with our funding agency requirements, we have developed the following performance standards: unannounced visits to skilled nursing facilities and residential care facilities for the elderly, investigation of allegations of elder abuse and resident generated complaints about quality of care and quality of life in long-term care facilities, and providing on-going training to Ombudsman staff and volunteers.

Agencies are required to develop benchmark criteria for each of the performance standards. The Department will assess the agencies' performance during each monitoring visit.

FISCAL IMPACT/FINANCING:

The \$417,000 appropriation adjustment is fully financed by Ombudsman Initiative Funding from the Federal Penalty Citations Account. There is no impact on the County general fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS:

The contract amendment has been approved as to form by County Counsel. Board action is necessary because the dollar amount of the amendment exceeds 25% of the original contract.

WISE Senior Services is in compliance with all Board, and CAO requirements.

CONTRACTING PROCESS:

As stipulated by the State of California, the Ombudsman provider must be certified by CDA. Wise Senior Services is the only certified provider of Ombudsman services in Los Angeles County. As a direct result of this fact, WISE Senior Services was awarded a sole source contract to provide Ombudsman services to residents of Los Angeles County for FY 2003-04 by your Board in June, 2003.


Monitoring

Program monitoring of the Ombudsman Program will be done on an annual basis and will include administrative and program monitoring to ensure contract compliance. Monitoring is accomplished through our contract-monitoring unit. Fiscal compliance monitoring will be conducted twice a year by an approved vendor procured through the Auditor-Controller.

IMPACT ON CURRENT SERVICES:

The recommended actions will give CSS the appropriation authority to provide additional funding to a community-based contract agency that provides Ombudsman services under the Older Americans Act (OAA). Through Federal Penalty Citations Account funds, the Department is able to provide the contractor with additional funds and increase the number of volunteer Ombudsmen in Los Angeles County.

Respectfully submitted,


ROBERT RYANS
Director

Attachments (3)

c: David E. Janssen
Lloyd W. Pellman
Violet Varona-Lukens
J. Tyler McCauley

76R 352M 11/83

Attachment A

COUNTY OF LOS ANGELES
REQUEST FOR APPROPRIATION ADJUSTMENT
DEPARTMENT OF Community & Senior Services

DEPT'S. No. 325

Feb, 12, 2004₁₉

AUDITOR-CONTROLLER.

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. WILL YOU PLEASE REPORT AS TO ACCOUNTING AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF ADMINISTRATIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

4 - VOTESOURCES:

Community and Senior Services

Older American Act Program

A01 - CS - 26556 - 8831

\$417,000

USES:

Community and Senior Services

Older American Act Programs

A01 - CS - 26556 - 2000

\$417,000

This adjustment is requested to reflect an additional \$417,276.00 funding from the Federal Penalty Citation Account and Medi-Cal Ombudsman reimbursement that was allocated by the State to the Older Americans Act (OAA) budget for Fiscal Year 2003-04. This additional spending authority is used to fund a contract amendment made to the Wise Senior Services for the provision of Ombudsman services for continuing performance of contracts and purchase of equipment and supplies.


Crystal Huang2/12/04
Fiscal Officer I

CHIEF ADMINISTRATIVE OFFICER'S REPORT

REFERRED TO THE CHIEF
ADMINISTRATIVE OFFICER FOR—

ACTION

APPROVED AS REQUESTED

AS REVISED

RECOMMENDATION

03/02/04 19

AUDITOR-CONTROLLER

No. 203

SEND 6 COPIES TO THE AUDITOR-CONTROLLER

Contract #

**OLDER AMERICANS ACT SERVICES
AGREEMENT**

**PROPOSED
AMENDMENT NO. 1**

THIS AMENDMENT is made and entered into this ____ day of
_____, 2003.

Between

COUNTY OF LOS ANGELES
(herein referred to as "COUNTY")

and

(hereinafter referred to as "CONTRACTOR")

WHEREAS, that certain Agreement entitled "Older Americans Act Services Agreement" including Exhibit A attached thereto (hereinafter referred to as "Agreement"), further identified as County Contract No. _____ made and entered into the 1st day of July, 2003 by and between the parties hereto;

WHEREAS, it is the intent of the parties hereto to amend said Agreement to revise the maximum obligation of the County in order to reflect the () increase,
() decrease in service to be provided by Contractor, in the amount of \$ _____

The revised amount will provide the following:

WHEREAS, Contractor is equipped, staffed and prepared to provide certain said services; and

WHEREAS, Contractor shall establish and implement written administrative, management, and personnel policies and procedures to govern the management and administration of the program in order to insure that all goals and objectives are achieved as contracted.

NOW THEREFORE, the parties hereto agree as follows:

1. Paragraph 4 through subparagraph A of the original Agreement shall be deleted and the following substituted in lieu thereof:

"4. **MAXIMUM OBLIGATION OF COUNTY**: During each fiscal year or portion thereof that this Agreement is in effect, the Maximum Obligation of County for all services provided hereunder shall not exceed

County's maximum obligation is derived from the following sources:

from Ombudsman Initiative:

(\$ _____)

Federal Penalty Citations Account

(\$ _____)

For the entire term hereof these sums shall not exceed eighty-five percent (85%) of Contractor's cost, excepting hereunder as set fourth in Exhibit "A" hereof Contractor shall provide at least fifteen percent (15%) of its cost excepting Title III E which shall provide twenty-five percent (25%) of its cost, as required in accordance with the program requirements. County shall be compensated by Health and Human Services through State for the total cost of all payments to Contractor under this subparagraph.

2. The cover sheet in Exhibit "A" of the original Agreement titled "Application for Older Americans Act Funds" is deleted and reflect the () increase / () decrease in services, and is substituted herein as if set forth in full.

3. The budget pages contained in the original Agreement titled "Application for Older Americans Act Funds" shall be amended to include the () increase / () decrease in costs and income.

4. Except for the changes set forth hereinabove, all other terms and conditions of the Agreement shall remain in full force.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Contract to be subscribed on its behalf by the Director of Community

and Senior Services, or his duly authorized designee, and the Contractor has subscribed the same through its authorized officer, the day, month, and year first above written. The person signing on behalf of the Contractor warrants, under penalty of perjury, that he or she is authorized to bind the Contractor.

COUNTY OF LOS ANGELES

ROBERT RYANS, DIRECTOR
Community and Senior Services

CONTRACTOR

By _____

(Print or Type)

Title _____

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____

LOS ANGELES COUNTY AREA AGENCY ON AGING
Minority Participation/Ownership of Firms/Agencies/Entities
Percent Women/Minority Participation

(Women/ Minority)

Firm/Agency/Entity	Ownership	Partners	Board Members	Staff
WISE Senior Services	N/A	N/A	10% / 53%	50% /100%